

**NonCash Contributions - Substantiation
Donation of Clothing and Household Items**

Taxpayer _____

Tax Year _____

Name of Organization (Donee) _____

Date and Place of Contribution _____

Description of Property Given	Date Acquired and How (1)	Cost or Other Basis (2)	Fair Market Value (3)	Condition of Item Must be in "Good Used or Better Condition"		Tested Appliances Is Appliance in Good Working Condition? (5)
				Yes (4)	No	
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
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						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
						Yes <input type="checkbox"/> No <input type="checkbox"/>
Totals:						

Signature: _____ Date: _____
Official of Donee Organization

- (1) Date acquired and cost not necessary unless the amount is greater than \$250 (Columns 1 and 2). If more than \$500, need Form 8283.
- (2) How was the Fair Market Value established (Column 3) - Some organizations such as Goodwill and the Salvation Army provide a standard "value list" to assist taxpayers in determining the value of their clothing and household items donated.
- (3) Under the Pension Protection Act of 2006, the clothing and household items must be in "good used condition or better" (Columns 4 and 5). Have Donee **test household items** as to working condition and have **snapshots** (camera) of clothing and household items to **illustrate condition**.

***Comment:** Neither the statute nor the technical explanation of it – other than Congress' broad policy statements (footnote 8) – provides any guidance on when clothing and household items won't be considered to be in "good used condition or better" so as to bar a deduction under the rules.*

Summary of Pension Protection Act of 2006 Rules

Documentation Required to Claim Deduction	Cash Contributions After 12/31/06	Property Contributions (noncash contributions) In tax years beginning after 8/17/06
Proper documentation	All gifts	All gifts
<p>Donors of charitable contributions of cash, checks or other monetary gifts must retain certain records of the gift, regardless of the amount. Specifically, the donor must maintain either:</p> <p>a. A bank record; or</p> <p><i>Note: If a bank statement does not include the name of the donee, a monthly bank statement and a photocopy or image obtained from the bank of the front of the check indicating the name of the donee would satisfy the proof.</i></p> <p>b. A receipt, letter or other written communication from the donee indicating the name of the donee organization, the date the contribution was made, and the amount of the contribution.</p>	√	<p>Less than \$250</p> <p>√</p> <p><i>Note: Clothing & household items must be in good used or better condition. Items of minimal value are not deductible.</i></p>
<p>In addition to the above - Donors of cash or other property are required to obtain only a contemporaneous written acknowledgment (receipt). A canceled check or other reliable records are not sufficient proof [Code Sec. 170(f)(8) and Regulation 1.170A-13(g)].</p> <p>A single donation of more than \$250 cash or noncash property to charities must include a statement on their receipts saying "no goods or services were rendered in return for the donation," or if goods or services were provided, to describe what they were (Durden v Commissioner, T.C. Memo 2012-140).</p>	√	\$250 to \$500
<p>Form 8283, Noncash Charitable Contributions Section A</p> <p><i>The donor must obtain a contemporaneous written acknowledgment, and must file a completed Form 8283 Section A.</i></p>	N/A	Over \$500 to \$5,000
<p>Form 8283, Noncash Charitable Contributions Section B</p> <p><i>In addition to a contemporaneous written acknowledgment, a qualified appraisal and either Section A or B completed.</i></p> <p><i>In addition to Form 8283, for noncash charitable (over \$500,000) contributions, either Section A or B, and must attach copy of appraisal to the return.</i></p>	N/A	Over \$5,000 to \$500,000